HONOURABLE SRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE C.Y. SOMAYAJULU

WRIT APPEAL No.2389 OF 2005

Between:

Yeleti Gopalakrishna, S/o. Late Padmaraju,

Hindu, aged 58 years, Occ: Cultivation,

R/o. D.No.14-6-20, Station Centre, Samalkota,

Samalkota Mandal, East Godavari District.

.. Appellant

AND

The Mandal Revenue Officer,

Jaggampeta, Jaggampeta Mandal,

East Godavari District & 19 others

.. Respondents

::JUDGMENT::

Counsel for the appellant :Mr. Eranki Phani Kumar

Counsel for the Respondents :G.P. for Revenue

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14th December, 2005

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Per G.S. Singhvi, CJ

This is an appeal for setting aside order dated 18-10-2005 passed by the learned Single Judge in W.P. No.22421 of 2005.

After arguing the case for some time, learned counsel for the appellant made a request that his client may be permitted to withdraw the appeal with liberty to file an application for review of the order under challenge by producing additional evidence, which could not be produced before the learned Single Judge.

The request of the learned counsel is accepted and the appeal is dismissed with liberty in terms of the prayer made. However, it is made clear that this order shall not be construed as a mandate of the Division Bench for entertaining the review application and it will be for the learned Single Judge to consider the prayer of the appellant on merits.

G.S. SINGHVI, C.J.

Date:14-12-2005

C.Y. SOMAYAJULU, J

PV